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REV. 10/2003
For Other Than A Small Entity

PATENTS
TY-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentees : Gosuke Oshima et al.
Patent No. : 6,628,526
Issued : September 30, 2003
On
Application No.: 09/614,374 Confirmation No.: 2254
Filed : July 12, 2000
For : ELECTRONIC DEVICE MANUFACTURING METHOD,
ELECTRONIC DEVICE AND RESIN FILLING
METHOD
Group Art Unit : 2827
Examiner : John B. Vigushin

Hon. Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

ATTN: Mail Stop Petition

TRANSMITTAL LETTER

Sir:

Transmitted herewith: ☒ a Petition under 35
U.S.C. 154(b)(3)(B)(ii) and 37 C.F.R. 1.182; ☐ a Preliminary
Amendment; ☐ a Reply to Office Action; ☐ a Supplemental
Amendment; ☐ a substitute Specification; ☐ a Declaration;
☐ a Supplemental Declaration; ☐ formal drawings; to be
filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

☒ A fee for additional claims is not required.
☐ A fee for additional claims is required.

The additional fee has been calculated as shown below:

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	-	* =	X \$ 18 = \$	
INDEPENDENT CLAIMS	-	** =	X \$ 86 = \$	
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM			+ \$280 = \$	

* If less than 20, insert 20.

TOTAL \$_____

** If less than 3, insert 3.

[] A check in the amount of \$_____ in payment of the filing fee is transmitted herewith.

[X] The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

[] Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

[] The following extension is applicable to the Response filed herewith; [] \$110.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [] \$420.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); [] \$950.00

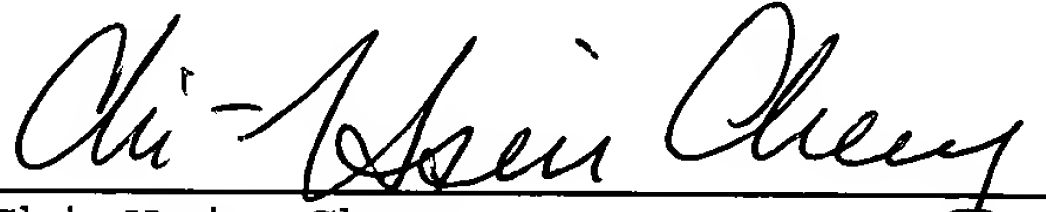
extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1480.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136 (a); ☐ \$2010.00 extension fee for response within fifth month pursuant to 37 C.F.R. 1.136(a).

☐ A check in the amount of ☐ \$110.00; ☐ \$420.00; ☐ \$950.00; ☐ \$1480.00; ☐ \$2010.00; in payment of the extension fee is transmitted herewith.

☒ A check in the amount of \$ 130.00 in payment of the petition fee required under 37 C.F.R. § 1.17(b) is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

☐ Please charge the ☐ \$110.00; ☐ \$420.00; ☐ \$950.00; ☐ \$1480.00; ☐ \$2010.00; extension fee to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.


Chi-Hsin Chang
Registration No. 52,717
Agent for Patentees

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Docket No. TY-001

Patent No. : 6,628,526
Issued : September 30, 2003
On
Application No. : 09/614,374 Confirmation No.: 2254
Filed : July 12, 2000
For : ELECTRONIC DEVICE MANUFACTURING METHOD,
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Examiner : John B. Vigushin

EXPRESS MAIL CERTIFICATION

"Express Mail" Number EV300038256US
Date of Deposit October 29, 2003

I hereby certify that this paper/fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Honorable Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, ATTN: Mail Stop Petition.

Lily Jiang

Enclosures: Transmittal Letter (in duplicate)
Petition under 35 U.S.C. 154(b)(3)(B)(ii) and 37 C.F.R. 1.182
Check in the Amount of \$130.00 in payment of the petition fee required
under 37 C.F.R. § 1.17(h)
Return Postcard



PATENTS

Attorney Docket No. TY-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Gosuke Oshima et al.
Application No. : 09/614,374 Confirmation No. : 2254
Filed : July 12, 2000
For : ELECTRONIC DEVICE MANUFACTURING
METHOD, ELECTRONIC DEVICE AND RESIN
FILLING METHOD
Group Art Unit : 2827

Palo Alto, California
October 29, 2003

Mail Stop: Petition
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

PETITION UNDER 35 U.S.C. § 154(b)(3)(B)(ii)
and 37 C.F.R. § 1.182

Sir:

Applicants request reconsideration of the determination of the patent term adjustment for U.S. Patent Application Serial No. 09/614,374 (hereinafter "the '374 application"), which was issued as U.S. Patent No. 6,628,526 (hereinafter "the '526 patent") on September 30, 2003, pursuant to 35 U.S.C. § 154(b)(3)(B)(ii), which recites that the

"Director shall...provide the applicant one opportunity to request reconsideration of any patent term adjustment determination made by the Director."

On May 21, 2003, a Notice of Allowance for the '374 application was mailed to the applicants. Included therewith was a Determination of Patent Term Adjustment under 35 U.S.C. 154(b), which set forth a patent term adjustment of 44 days. Thereafter, the applicants submitted formal drawings to the United States Patent and Trademark Office (hereinafter "the PTO") under 37 C.F.R. § 1.8. The formal drawings were received by the PTO on June 11, 2003 according to the PTO's Patent Application Information Retrieval website (hereinafter "PAIR"). A copy of the Patent Term Adjustment History for the '374 application retrieved from PAIR on October 29, 2003 is provided herewith as Appendix A. PAIR also indicates that the drawings were "finished" on June 11, 2003.

On September 11, 2003, an Issue Notification was sent to applicants. The Issue Notification indicated that the Patent Term Adjustment under 35 U.S.C. 154(b) for the '374 application is zero (0) days, reducing the patent term adjustment for the '374 application from the 44 days set forth in the Notice of Allowance.

Pursuant to 37 C.F.R. § 1.704(c)(10), submission of an amendment under 37 C.F.R. § 1.312 or "other paper" after a notice of allowance has been given or mailed reduces the period of adjustment set forth in 37 C.F.R. § 1.703 by the lesser of:

i. The number of days, if any, beginning on the date the § 1.312 amendment or other paper was filed and ending on the mailing date of the Office action or notice in response to the § 1.312 amendment or such other paper; or

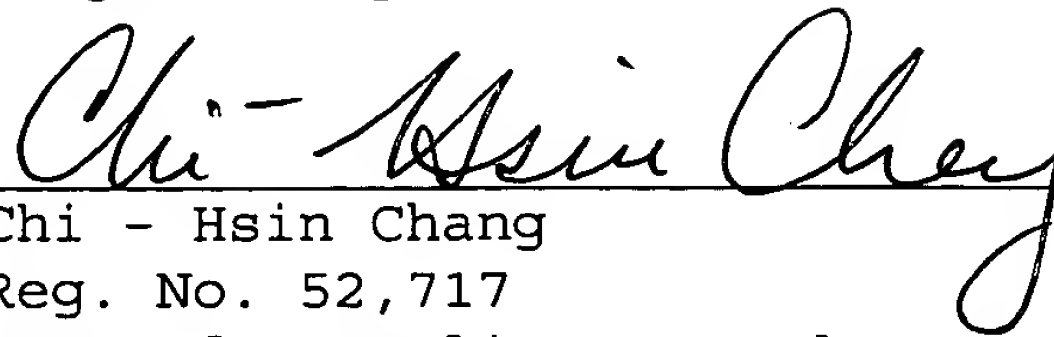
ii. Four months.

Pursuant to 37 C.F.R. § 1.704(c)(10)(i), applicants respectfully submit that, because the formal drawings were received by the PTO and notice provided on PAIR that the drawings were "finished" on the same date (see Appendix A), the 44 day patent term adjustment set forth in the Notice of Allowance should be reduced by one (1) day only. Accordingly, the '526 patent is entitled to 43 days of patent term adjustment pursuant to 35 U.S.C. § 154(b).

Applicants respectfully request that the Commissioner reconsider the determination of the patent term adjustment for the '374 application under 35 U.S.C. § 154(b)(3)(B)(ii) and 37 C.F.R. § 1.182.

The present petition is not submitted under 37 C.F.R. § 1.705(b) because applicants are not contesting the 44 day patent term adjustment indicated in the Notice of Allowance. The present petition is not submitted under 37 C.F.R. § 1.705(d) because the '526 patent issued on the projected date. Since the present situation is not specifically provided for in the regulations, applicants file this petition under 37 C.F.R. § 1.182.

Respectfully submitted,

A handwritten signature in cursive script, reading "Chi-Hsin Chang". The signature is written in dark ink and is positioned above a horizontal line.

Chi - Hsin Chang

Reg. No. 52,717

Agent for Applicants under 37

C.F.R. § 1.34(a)

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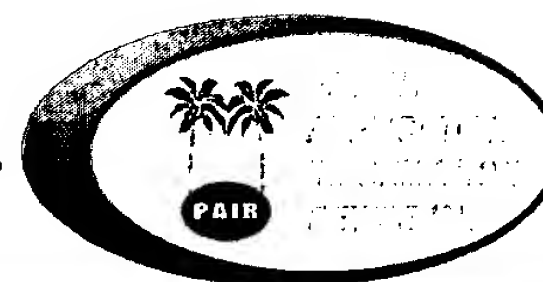
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Patent Term Adjustment (PTA) for publication number: 09/614,374			
			Days
Filing or 371(c) Date:	07-12-2000	USPTO Delay (PTO):	138
Issue Date of Patent:	09-30-2003	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL):	206
Post-Issue Petitions (days):	+0	Total PTA:	0
USPTO Adjustment (days):	+0	Explanation of Calculations	

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Maintenance Fees Available: Mon-Fri 5:30 AM to Midnight, Sat-Sun-Hol. 7:30 AM to 8:00 PM E.T.

Patent Term Adjustment History				
Number	Date	Contents Description	PTO (days)	APPL (days)
46	09-30-2003	Patent Issue Date Used in PTA Calculation		
45	08-21-2003	Receipt into Pubs		
44	08-20-2003	Receipt into Pubs		
43	08-18-2003	Application Is Considered Ready for Issue		
42	06-11-2003	Mailroom Date of Issue Fee Payment		
41	06-11-2003	Workflow - Drawings Finished		
40	06-11-2003	Workflow - Power of Attorney - Finish		
39	08-07-2003	Receipt into Pubs		
38	08-06-2003	Receipt into Pubs		
37	06-11-2003	Workflow - Drawings Received at Contractor		
36	06-11-2003	Workflow - Power of Attorney - Begin		
35	06-11-2003	Workflow - Drawings Sent to Contractor		112
34	06-11-2003	Issue Fee Payment Recorded		
33	05-30-2003	Workflow - File Sent to Contractor		
32	05-30-2003	Receipt into Pubs		
31	05-21-2003	Mail Notice of Allowance		
30	05-21-2003	Mail Formal Drawings Required		
29	05-14-2003	Examiner Interview Summary Record (PTOL - 413)		
28	05-19-2003	Formal Drawings Required		
27	05-19-2003	Notice of Allowance Data Verification Completed		
26	05-19-2003	Notice of Allowability		
25	05-19-2003	Date Forwarded to Examiner		
24	05-14-2003	Amendment/Argument after Notice of Appeal		
23	05-06-2003	Mail Examiner Interview Summary (PTOL - 413)		
		Examiner Interview Summary Record (PTOL -		

22	04-25-2003	413)		
20	04-22-2003	Notice of Appeal Filed		89
19	04-22-2003	Request for Extension of Time - Granted		↑
18	10-23-2002	Mail Final Rejection (PTOL - 326)	5	↑
17	10-21-2002	Final Rejection	↑	
16	08-02-2002	Date Forwarded to Examiner	↑	
15	06-18-2002	Response after Non-Final Action	↑	5
14	03-13-2002	Mail Non-Final Rejection		↑
13	03-11-2002	Non-Final Rejection		
12	03-04-2002	Date Forwarded to Examiner		
11	01-26-2002	Response to Election / Restriction Filed		
10	01-23-2002	Mail Restriction Requirement	133	
9	01-23-2002	Requirement for Restriction / Election	↑	
8	01-15-2002	Case Docketed to Examiner in GAU	↑	
7	01-15-2002	Case Docketed to Examiner in GAU	↑	
6	11-07-2000	Case Docketed to Examiner in GAU	↑	
5	07-12-2000	Request for Foreign Priority (Priority Papers May Be Included)	↑	
4	09-15-2000	Application Dispatched from OIPE	↑	
3	09-15-2000	Correspondence Address Change	↑	
2	08-02-2000	IFW Scan & PACR Auto Security Review	↑	
1	07-12-2000	Initial Exam Team nn	↑	

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